



Please return original document
to the **Board of Supervisors Office**,
ATTENTION: Ginger Hamilton @ 928-373-1104
(Name & phone number)

TYPE OF DOCUMENT:

ORDINANCE NO. 2015-01

Adopting Ordinance No. 2015-01, to amend the
Yuma County Comprehensive Building Safety Code
to conform to the City of Yuma's Building Code,
effective November 6, 2015.

DOCUMENT APPROVAL:

(Check appropriate box, fill in blanks.)

Approved by Yuma County Board of Supervisors:
October 5, 2015, Item No. ZF2.



YUMA COUNTY BOARD OF SUPERVISORS

ORDINANCE NO. 2015-01

AN ORDINANCE BY THE BOARD OF SUPERVISORS
OF YUMA COUNTY AMENDING THE YUMA COUNTY
COMPREHENSIVE BUILDING SAFETY CODE TO
CONFORM TO THE CITY OF YUMA'S BUILDING CODE

- WHEREAS: Arizona Revised Statutes §11-861 provides that; "in any county which has adopted zoning pursuant to this chapter, the Board of Supervisors may adopt and enforce, for the unincorporated areas of the county so zoned, a building code and other related codes to regulate the quality, type of material and workmanship of all aspects of construction of building or structures; and
- WHEREAS: A.R.S. §11-861 allows a county to adopt any code adopted by any national organization or association that is organized and conducted for the purpose of developing codes or that has been adopted by the largest city in that county; and
- WHEREAS: The County of Yuma previously adopted the mechanical and fuel gas code adopted by the largest city in the county, the City of Yuma, through Yuma County Ordinance No. 07-03; and
- WHEREAS: The County of Yuma previously adopted the plumbing code adopted by the largest city in the county, the City of Yuma, through Yuma County Ordinance No.08-01; and
- WHEREAS: The County of Yuma previously adopted the electric code adopted by the largest city in the county, the City of Yuma, through Yuma County Ordinance No. 09-01; and
- WHEREAS: The County of Yuma's code is titled the Yuma County Comprehensive Building Safety Code; and
- WHEREAS: If the Board of Supervisors adopts the City of Yuma's code as per A.R.S. §11-861, and the city subsequently amends its code, A.R.S. §11-861 also requires the County to adopt parallel changes to its building code within ninety days of receiving written notification of a change to the city code, or shall terminate the city code and adopt any code adopted by any national organization or association that is organized and conducted for the purpose of developing codes; and
- WHEREAS: The City of Yuma has modified its building code by adopting mechanical, plumbing, fuel gas, and electric codes by reference through its Ordinance No.O2015-037, Ordinance No. O2015-038, Ordinance O2015-039 and Ordinance O2015-040, dated the 15th day of July, 2015; and

WHEREAS: The County now chooses to amend its building code to conform to the City of Yuma's Building Code and the provisions of A.R.S. §11-861; and

WHEREAS: The Yuma County Building Code Advisory Board held a meeting on July 9, 2015, and with a vote of 4-0, recommends amending the Yuma County Comprehensive Building Safety Code to conform to the City of Yuma's building code; and

WHEREAS: The Yuma County Planning and Zoning Commission after appropriate and proper advertisement and notice, held a public hearing on August 24, 2015 and with a vote of 6-0, recommends the amending the Yuma County Comprehensive Building Safety Code to conform to the City of Yuma's building code; and

WHEREAS: Any reference to the city disciplines in the above referenced city documents and materials shall denote the following for Yuma County:

<u>City Ordinances</u>	<u>County Ordinances</u>
Yuma City Council	Yuma County Board of Supervisors
City Clerk	Clerk of the Board
Fire Prevention Bureau of the City of Yuma Fire Department	Department of Development Services- Rural Metro Fire Department
Legal Council	Yuma County Attorney's Office
Class I Misdemeanor, and shall be punished as provided in Section 1-10 of the city code	Class 2 Misdemeanor, and

WHEREAS: Three copies of the 2012 International Mechanical Code, 2012 International Plumbing Code, 2012 International Fuel Gas Code, and 2014 National Electric Code including amendments are on file in the Office of the County Clerk, and are hereby declared to be public records, and said copies are ordered to remain on file with the Clerk of the Board; and

WHEREAS: In any specific case different sections of the Yuma County Comprehensive Building Safety Code and other codes of this jurisdiction specify different materials, methods of construction, or other requirements, the more restrictive shall govern, Where there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable; and

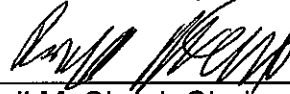
WHEREAS: Yuma County has a statutorily adopted fee schedule for services at the Department of Development Services, fees mentioned in the referenced codes or in the city disciplines of this ordinance shall not apply, and

WHEREAS: The Yuma County Board of Supervisors, after appropriate and proper advertisement and notice, held a public hearing for the amendment of the Yuma County Comprehensive Building Safety Code, and

NOW, THEREFORE, BE IT ORDAINED that the Yuma County Board of Supervisors does this date, amend the Yuma County Comprehensive Building Safety Code to conform to the City of Yuma's building codes, to wit, the 2012 International Mechanical Code, 2012 International Plumbing Code, 2012 International Fuel Gas Code and 2014 National Electric Code as updated in this ordinance, with all amendments adopted by the City of Yuma and directs Yuma County Department of Development Services to enforce the requirements as set forth in the Arizona Revised Statutes §11-861, as may be applicable to and enforceable by Yuma County, to become effective at 12:01 A.M. on November 6, 2015.

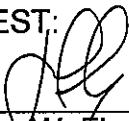
FURTHERMORE: Any persons or corporation who shall violate any provision of the code adopted by this ordinance shall be guilty of a Class 2 Misdemeanor and each and every day during which the illegal erection, construction, reconstruction, alteration, maintenance or use continues is a separate offense.

Adopted this 5th day of October, 2015



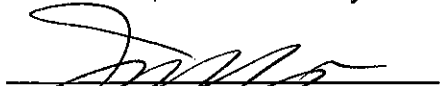
Russell McCloud, Chairman
Board of Supervisors

ATTEST:



James W. Flory
Interim County Administrator/Clerk of the Board

APPROVED AS TO FORM
Jon Smith, Yuma County Attorney



By: Edward P. Feheloy
Deputy County Attorney